

REMARKS

This Application has been carefully reviewed in light of the Office Action dated October 11, 2007 ("*Office Action*"). Claims 1-18 and 20 are pending and stand rejected. Applicants respectfully request reconsideration and allowance of all pending claims.

I. The Claims are Allowable Over the Proposed *Khan-Arcuri* Combination

The Examiner rejects Claims 1-18 and 20 under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent Application Publication No. 2002/0018078 A1 to Khan et al. ("*Khan*") and U.S. Patent No. 6,792,475 B1 to Arcuri et al. ("*Arcuri*") and U.S. Patent No. 7,085,994 B2 issued to Gvily ("*Gvily*").

In the *Office Action*, the Examiner acknowledges that "*Khan and Arcuri do not disclose that the web elements [are] HTML tags.*" (*Office Action*, page 5). Rather, the Examiner relies specifically on *Gvily* for disclosure of "displaying HTML tag data in a hierarchy format which represent elements of a web page (Figures 10 and 11 and column 5, lines 22-32)." (*Office Action*, page 5). Applicants respectfully contend, however, that *Gvily* is not prior art with respect to Applicants' claims, rendering the proposed *Khan-Gvily* combination improper.

The filing date of *Gvily* is May 22, 2001, which falls after Applicants' effective filing date January 31, 2001. Applicants notes that *Gvily* claims priority to U.S. Patent Application No. 09/797,318, which was filed on March 1, 2001 ("*Gvily Parent Application*"). Specifically, *Gvily* alleges to be a continuation-in-part of the *Gvily Parent Application*. However, while the filing date of the *Gvily Parent Application* predates Applicants' filing date, the Examiner may not properly rely on the teachings of *Gvily* unless those same relied upon teachings appear in the *Gvily Parent Application*. Applicants note that the *Office Action* does not point to any portion or portions of the *Gvily Parent Application* as disclosing the features and operations recited in Applicants' Claims 1-18 and 20. Furthermore, Applicants have reviewed the *Gvily Parent Application* and have determined that the substance of the *Gvily* disclosure, as relied upon by the Examiner to reject Claims 1-18 and 20, is not disclosed in the *Gvily Parent Application*. Specifically, there is no disclosure in the *Gvily Parent Application* of HTML tag data which represent elements of a web page and are

extracted and displayed for user selection. Accordingly, Applicants submit that *Gvily* may be properly combined with *Khan* or any other cited reference to reject Applicants' Claims 1-18 and 20 under 35 U.S.C. § 103(a).

II. No Waiver

All of Applicants' arguments and amendments are without prejudice and disclaimer. Additionally, Applicants have merely discussed example reasons for allowability sufficient to overcome the Examiner's rejections. Applicants reserve the right to discuss additional reasons for allowance, such as additional distinctions over the references cited, the improper combination of the cited references, or the improper use of one or more references as prior art, in a later Response or on Appeal, if appropriate. By not responding to additional statements made by the Examiner, Applicants do not acquiesce to the Examiner's additional statements.

CONCLUSION

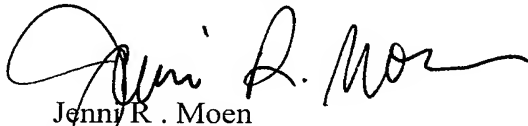
Applicants have made an earnest attempt to place this case in condition for allowance. For the foregoing reasons, and for other reasons clearly apparent, Applicants respectfully request full allowance of all pending claims.

If the Examiner believes that a telephone conference would advance prosecution of this Application in any manner, the Examiner is invited to contact Jenni R. Moen, Attorney for Applicants, at the Examiner's convenience at (214) 953-6809.

Although Applicants believe no fee is due, the Commissioner is hereby authorized to charge any fee or credit any overpayment to Deposit Account No. 02-0384 of BAKER BOTTS L.L.P.

Respectfully submitted,

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